

**STARR ASSOCIATES LLP**  
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June 16, 2023

**Via ECF**

Honorable Steven I. Locke  
United States Magistrate Judge  
United States District Court  
Eastern District of New York  
100 Federal Plaza, Courtroom 820  
Central Islip, NY 11722

**Re: *John Henry Patterson v. Sapphire Resorts and Starpoint Resorts***  
**Case No.: 2:23-cv-02916-JMA-SIL**

Honorable Judge Locke:

This firm has been retained to represent defendants in the referenced action, Sapphire Resorts™ (hereinafter referred to as “Sapphire Resorts”) and Starpoint Resort Group, Inc. (incorrectly named as “Starpoint Resorts”, hereinafter referred to as “Starpoint”), in the above-referenced action. We understand that Sapphire Resorts was served on May 1, 2023 and its response to the Complaint was due on May 22, 2023. It appears that Starpoint has not yet been served. We write to respectfully request that Your Honor extend the time for Sapphire Resorts (and to the extent necessary, Starpoint) to respond to the complaint in this action from May 22, 2023 to July 10, 2023. I spoke with the plaintiff on June 8, 2023 and indicated that I would be requesting this extension of time. Plaintiff advised that he consents to this request.

Plaintiff is the Buyer, pursuant to an October 1, 2019, Purchase Agreement with Starpoint (as Seller), of a Membership in Sapphire Resorts, which Membership includes certain rights to use and occupy an individual dwelling unit at resort locations within Sapphire Resorts, under a credits-based reservation system. Plaintiff seeks damages, claiming that the defendants made alleged misrepresentations and took advantage of him.

The requested extension of time is necessary in order to allow the undersigned to conduct an investigation into the facts of the case, including obtaining documents underlying the parties’ contractual relationship and any other underlying documentation that may exist with respect to plaintiff’s allegations, and to formulate an appropriate response to the complaint. The extension of time will also permit this office to conduct an investigation into service of the summons and complaint on Starpoint and to work to continue settlement negotiations with the plaintiff.

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June 16, 2023  
Page 2

This is the first such request of this Court for additional time. There are no other currently scheduled deadlines that would be affected by this request. Accordingly, defendant Sapphire Resorts respectfully requests that its time to respond to the complaint be extended to July 10, 2023. Thank you.

Respectfully submitted,

STARR ASSOCIATES LLP

By: David William Tyler  
Name: David William Tyler  
Title: Senior Counsel

cc: John Henry Patterson (by ECF and first class mail)  
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